

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

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2006 MAY -1 P 1:46

U.S. DISTRICT COURT
DISTRICT OF MASS

**PENNY LETENDRE,
Plaintiff,**

vs.

C.A. NO: 05-CV-10656MLW

**MIN S. AHN, M.D., AND JANE DOE, AND
MIN S. AHN, M.D., P.C., D/B/A THE
AESTHETIC WELLNESS CENTER
Defendants**

**PLAINTIFF, PENNY LETENDRE'S, OBJECTION
TO DEFENDANTS' MOTION TO DISMISS PURSUANT
TO F.R. DIV. P. 12(b)(6) FOR FAILURE TO POST A TRIBUNAL
BOND AND FOR ENTRY OF SEPARATE AND FINAL JUDGMENT**

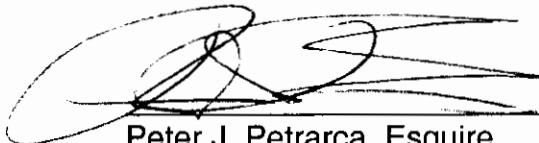
Plaintiff through counsel objects to the Defendants' Motion to Dismiss on the grounds that Defense Counsel is claiming a third count of negligence against an unknown person should also be dismissed. This count was not within the jurisdiction of the medical tribunal and should continue.

Plaintiff hereby requests a hearing date on said Motion.

Respectfully submitted,
Plaintiff,
Penny Letendre
By Her Attorneys

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#6137

CERTIFICATE OF SERVICE

I, Peter J. Petrarca, hereby certify that I have served a copy of the enclosed Objection of Plaintiff, Penny Letendre, to Defendants', Min S. Ahn, M.D. and Min S. Ahn, M.D., P.C. d/b/a the Aesthetic Wellness Center to Dismiss Pursuant to F.R. Civ. P. 12(b)(6) for Failure to Post a Tribunal Bond and for Entry of Separate and Final Judgment on:

Andrew T. Neuwirth, Esquire
Foster & Eldridge, LLP
One Canal Park, Suite 2100
Cambridge, MA 02141

By mailing a copy of same, first-class postage prepaid, to the above.

Signed under the pains and penalties of perjury.



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DATED: